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October 9, 2022

Re: *In re Foreign Exchange Benchmark Rates Antitrust Litigation*, Case No. 1:13-cv-07789-LGS

Dear Judge Schofield:

The Credit Suisse Defendants respectfully submit this letter to request a brief two-week adjournment of the trial in this matter, based on the undersigned having tested positive for COVID-19 today.

I am currently experiencing moderate symptoms, and per District COVID protocols I am not permitted to enter the courthouse until 6 days after the positive test, and upon testing negative twice at least 24 hours apart.<sup>1</sup> Accordingly, I could not enter the courthouse until October 17 at the earliest, and even then only with the two negative tests as indicated.

As the Court is aware, I am lead trial counsel for the defense, and I am responsible for three witnesses during the Plaintiffs' case, and one of the main defense experts who may also testify this week. Attempting to transition my responsibilities to other defense counsel 36 hours before the commencement of the trial would be difficult, if not impossible, and despite our best efforts I fear it would be highly prejudicial to Credit Suisse's ability to present its defense. Accordingly, I respectfully request a two-week adjournment to permit me to recover and try the case. Naturally, to the extent there are any concerns about witness schedules, Credit Suisse would be happy to work with Plaintiffs to accommodate any such concerns.

We have consulted with the Plaintiffs' counsel, who oppose this request.

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<sup>1</sup> I am fully vaccinated.

CAHILL GORDON & REINDEL LLP

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Respectfully submitted,

CAHILL GORDON & REINDEL LLP

/s/ Anirudh Bansal

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*Attorney for Defendants Credit Suisse Group AG, Credit Suisse AG, and Credit Suisse Securities (USA) LLC*

Honorable Lorna G. Schofield  
United States District Judge  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, NY 10007

Via ECF